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Paper No. 4

HOFFMANN-LA ROCHE INC.  
PATENT LAW DEPARTMENT  
340 KINGSLAND STREET  
NUTLEY, NJ 07110

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**OFFICE OF PETITIONS**

In re Application of  
Zahm et al.

Application No. 10/037,064

Filed: November 7, 2001

Attorney Docket No. 9526

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: DECISION GRANTING PETITION  
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This is a decision on the petition filed April 16, 2002, to accord the above-identified application a filing date of November 7, 2001.

On November 7, 2001, the application was deposited.

On March 6, 2002, the Office of Initial Patent Examination mailed a Notice stating that drawings were not present and that a filing date had not been accorded and the filing date would be the date of receipt of the drawings.

In response, the present petition alleges that drawings are not "necessary for the understanding of the subject matter sought to be patented" within the meaning of 35 USC 113.

The Office has determined that drawings are not necessary to understand at least one claim within the meaning of the first sentence of 35 USC 113.

In view of the above, the petition is **granted**.

The Notice mailed March 6, 2002, is hereby vacated.

The petition fee of \$130 will be credited to the deposit account listed on the petition.

The Application is being returned to the Office of Initial Patent Examination for further processing with a filing date of November 7, 2001, using the application papers filed on November 7, 2001.

Telephone inquiries should be directed to Petitions Attorney Steven Brantley at (703) 306-5683.

Charles Steven Brantley  
Senior Petitions Attorney  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy